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|-------------------------------|------------------------|---------------------|--|
| <b>Notice of Allowability</b> | <b>Application No.</b> | <b>Applicant(s)</b> |  |
|                               | 10/800,117             | HARWOOD, WALTER     |  |
|                               | <b>Examiner</b>        | <b>Art Unit</b>     |  |
|                               | Angel R. Estrada       | 2831                |  |

-- **The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**  
 All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the Amendment filed on July 13, 2006.
2. ☒ The allowed claim(s) is/are 1-14 and 16-34.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All   b) ☐ Some\*   c) ☐ None   of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
  - \* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |   |
|---|---|
| <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> Notice of References Cited (PTO-892)</li> <li>2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)</li> <li>3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br/>Paper No./Mail Date _____</li> <li>4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br/>of Biological Material</li> </ol> | <ol style="list-style-type: none"> <li>5. <input type="checkbox"/> Notice of Informal Patent Application</li> <li>6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br/>Paper No./Mail Date <u>090610/2/06</u></li> <li>7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment</li> <li>8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance</li> <li>9. <input type="checkbox"/> Other _____</li> </ol> |
|---|---|

## **DETAILED ACTION**

### **EXAMINER'S AMENDMENT**

1. The Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Gregory C. Bays on October 2, 2006.

#### **IN THE CLAIMS**

- a) Claim 19 line 3, change "a pair of legs" to --the pair of legs--.
- b) Claim 20 line 1, change the dependency from "18" to --19--.
- c) Claim 26 line 1-2, after "legs" insert --of the grounding bar--.
- d) Claim 28 line 3, change "a pair of legs" to --the pair of legs--.

#### ***Allowable Subject Matter***

2. Claims 1-14 and 16-34 are allowed.

The following is an examiner's statement of reasons for allowance: The primary reasons for the indication of the allowability of claims 1-14 and 16-34 are:

Regarding claims 1-10 the prior art does not teach or fairly suggest in combination with the other claimed limitations a pedestal having a lock mechanism including a latch supported in a lock housing for movement between locked and unlocked positions; and a first lock receptacle arranged on the base section for receiving the lock mechanism when the cover is engaged with the base section and the

lock mechanism is arranged near the bottom of the cover and a second lock receptacle arranged on the bracket system for receiving the lock mechanism when the cover is engaged with the base section and the lock mechanism is arranged near the top of the cover; each of the first and second lock receptacles defining a pocket for supporting the lock housing and being engageable with the latch when the latch is the locked position so as to prevent disengagement of the cover from the base section.

Regarding claims 11-14, 16 and 17, the prior art does not teach or fairly suggest in combination with the other claimed limitation a pedestal enclosure comprising a base section having a generally rectangular configuration and a cover having a generally cylindrical configuration with a generally circular cross-sectional shape, the cover being engageable with a cylindrical neck on the base section so as to define an interior space.

Regarding claims 18-26, the prior art does not teach or fairly suggest in combination with the other claimed limitations of a pedestal enclosure comprising a grounding bar including a pair of legs, each leg including a connecting portion that inserts into and snap engages with a respective corresponding slots in the legs of the bracket system.

Regarding claims 27-33 the prior art does not teach or fairly suggest in combination with the other claimed limitations a pedestal having a splice bar pivotably supported between the legs of the bracket system for movement between an locked position wherein a hook at each end of the splice bar engages a respective one of the legs of the bracket system and an unlocked position wherein the splice bar is disengaged from the legs of the bracket system.

Regarding claim 34, the prior art does not teach or fairly suggest in combination with the other claimed limitations a pedestal enclosure comprising a base section having a generally rectangular configuration and a cover having a generally cylindrical configuration with a generally circular cross-sectional shape, the cover being engageable with a cylindrical neck on the base section so as to define an interior space and a detachable wire service channel for receiving one or more wires having a flange for snap engagement with a plurality of tabs on an inside surface of the base section.

These limitations are found in claims 1-14 and 16-34, and are neither disclosed nor taught by the prior art of record, alone or in combination.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Response to Arguments***

3. Applicant's arguments filed July 13, 2006 have been fully considered and they are persuasive.

In response to the applicants argument the Examiner agrees that neither Frazier (US 6,598,949) nor the cited prior art teach, disclose or suggest a pedestal enclosure comprising a base section having a generally rectangular configuration and a cover having a generally cylindrical configuration with a generally circular cross-sectional shape, the cover being engageable with a cylindrical neck on the base section so as to define an interior space.

**Conclusion**

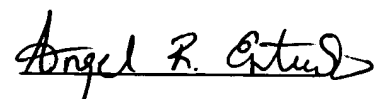
4. Any inquiry concerning this communication should be directed to Angel R. Estrada at telephone number (571) 272-1973. The Examiner can normally be reached on Monday-Friday (8:30 -5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dean Reichard can be reached on (571) 272-2800 Ext: 31. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

September 29, 2006



Angel R. Estrada  
Primary Examiner  
Art Unit: 2831